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Current Class: CONFIDENTIAL  
 Current Handling: n/a  
 Document Number: 1994MADRID07615

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 ACTION IO-16

INFO	LOG-00	AF-01	AID-01	ARA-01	CIAE-00	SMEC-00	OASY-00
	EAP-01	EB-01	EUR-01	H-01	TEDE-00	INR-00	JUSE-00
	L-01	ADS-00	NEA-01	NSAE-00	NSCE-00	OIC-02	OIG-04
	OMB-01	PA-01	PM-00	PRS-01	P-01	SCT-03	SNP-00
	SP-00	3R-00	SS-00	STR-01	TRSE-00	T-00	USIE-00
	SA-01	PMB-00	PRME-01	DRL-09	G-00	/050W	

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O 131448Z JUL 94  
 FM AMEMBASSY MADRID  
 TO SECSTATE WASHDC IMMEDIATE 0000  
 INFO UN SECURITY COUNCIL COLLECTIVE IMMEDIATE  
 SECDEF WASHDC  
 AMCONSUL BARCELONA  
 AMEMBASSY PRETORIA  
 AMCONSUL BILBAO

C O N F I D E N T I A L MADRID 007615

E.O. 12356: DECL: OADR  
 TAGS: PREL, UNSC, PHUM, SP, RW  
 SUBJECT: RWANDA: WAR CRIMES, NON-RECOGNITION, AND APC'S

REF: (A) STATE 188919 (B) STATE 190358 (C) STATE 188264

1. CONFIDENTIAL - ENTIRE TEXT.

2. ADCM AND POLOFF REVIEWED REFTELS JULY 18 WITH JUAN  
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 IGNACIO LOPEZ DE CHICHERI, DIRECTOR GENERAL (A/S) LEVEL  
 FOR INTERNATIONAL ORGANIZATIONS, LEAVING HIM NON-PAPERS.  
 ADDITIONALLY, POLOFF GAVE NON-PAPERS TO STAFF OFFICERS IN  
 THE AFRICA AND CFSP UNITS. GOS REACTIONS WERE:

3. WAR CRIMES COMMISSION (REF A): LOPEZ DE CHICHERI  
 THOUGHT THE IDEA OF A TRIBUNAL WAS A GOOD ONE, AND SAID  
 THAT THE GOS HAD BEEN GIVING SOME THOUGHT TO

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IMPLEMENTATION. WHILE IT HAD NOT YET REACHED A CONCLUSION, ONE POSSIBILITY WOULD BE TO EXPAND THE COMPETENCE OF THE YUGOSLAVIA WAR CRIMES TRIBUNAL TO COVER RWANDA -- LOPEZ DE CHICHERI NOTED THAT IT HAD LONG BEEN THE GOS POSITION THAT THERE SHOULD A GENERAL U.N. WAR CRIMES TRIBUNAL.

4. NON-RECOGNITION (REF B): LOPEZ DE CHICHERI TOOK NOTE OF OUR POINTS ON DE-RECOGNIZING THE GOR, AND POINTED OUT THAT, SINCE THERE WAS NO RESIDENT RWANDAN AMBASSADOR IN SPAIN THERE WAS LITTLE OF A PRACTICAL NATURE THAT SPAIN COULD DO. HE USED THE OPPORTUNITY TO RETURN TO THE ISSUE OF THE RWANDAN PRESIDENCY OF THE UNSC IN SEPTEMBER, AND SAID THAT WHILE SPAIN WOULD BE WILLING TO ASSUME THE SEPTEMBER PRESIDENCY, THAT WAS NOT THE ONLY OPTION; HE HELD OUT THE HOPE THAT A NEW RWANDAN GOVERNMENT MIGHT BE IN PLACE THAT COULD EFFECTIVELY EXERCISE THE PRESIDENCY.

APC'S (REF C): LOPEZ DE CHICHERI HAD NO SUBSTANTIVE REACTION TO OUR PAPER. IN THE AFRICA OFFICE, THE OFFICER IN CHARGE NOTED THAT THE SPANISH DEFENSE MINISTRY WAS EXAMINING WAYS OF PROVIDING HUMANITARIAN ASSISTANCE, BUT HAD NOT LOOKED AT PROVIDING EQUIPMENT.

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6. COMMENT: WE WILL FOLLOW UP WITH THE MFA ON BOTH THE TRIBUNAL AND APC ISSUES, BUT THE NORMAL SUMMER SLOWDOWN, EXACERBATED BY TRANSFERS AND ILLNESS IN THE AFRICA DIVISION, WILL MAKE IT INCREASINGLY HARD TO GET DECISIONS.

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